CERTIFICATE OF MAILING

BY B TRADEN I certify that this document and fee is being deposited with the U.S. Postal Service as First Class Mail under 37 C.F.R. 1.8 and is addressed to Mail Stop: Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

October 18, 2004 Date:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

Inventor(s):

David S. Bonalle, et al.

Docket No.:

70655.2100

Serial No.:

10/710,323 Confirmation No.: 4322

Group Art Unit:

2131

Filing Date:

July 1, 2004

Examiner:

TBA

Title:

METHOD AND SYSTEM FOR DNA RECOGNITION BIOMETRICS

ON A SMARTCARD

RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

FILING DATE GRANTED

Mail Stop Missing Parts Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Commissioner:

This response to the Notice to File Missing Parts of Nonprovisional Application -Filing Date Granted mailed on August 16, 2004.

Enclosed herewith for filing are the following:

A copy of the Notice to File Missing Parts of Nonprovisional Application -

Filing Date Granted. (REQUIRED);

Declarations

Signed by inventor David Bonalle; and 1)

Signed by inventor Glen Salow. : 2) \$130.00 Surcharge for late filed Declaration \$130.00 Total completion of application fees Total fees due \$130.00 The fee of \$130.00 is to be paid as follows: A check in the amount of the fee is enclosed. The Commissioner is hereby authorized to charge any fees which may be X required, or credit any overpayment, to Deposit Account No. 19-2814. A duplicate copy of this sheet is enclosed. If an extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 19-2814. A duplicate copy of this sheet is enclosed. Respectfylly submitted,

Howard T. Sobelman

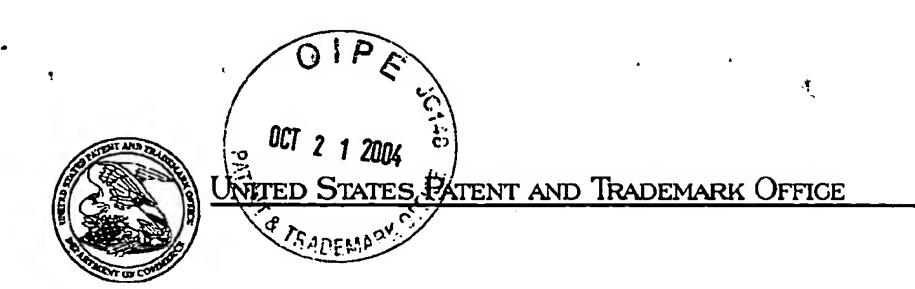
Reg. No. 39,038

SNELL & WILMER L.L.P.

Dated: <u>October 18, 2004</u>

One Arizona Center 400 E. Van Buren Phoenix, AZ 85004-2202 (602) 382-6228 Fax (602) 382-6070

Email: hsobelman@swlaw.com





UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Vinginia 22313-1450 www.usplu.gov

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/710,323

07/01/2004

David S. Bonalle

70655.2100

20322 **SNELL & WILMER** ONE ARIZONA CENTER **400 EAST VAN BUREN** PHOENIX, AZ 850040001

CONFIRMATION NO. 4322 FORMALITIES LETTER *OC000000013552457*

Date Mailed: 08/16/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

\$130 Late oath or declaration Surcharge.

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

10/22/2004 RMEBRAHT 00000024 192814

A copy of this notice <u>MUST</u> be returned with the reply.

Y. G.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE